



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Washington, D.C. 20460

OFFICE OF
WATER

MEMORANDUM

SUBJECT: Second Revised Recusal Statement

FROM: Radhika K. Fox
Assistant Administrator

TO: Michael S. Regan
Administrator

I have consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This recusal statement supersedes the revised recusal that I issued on October 22, 2021 and formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest or a personal or business relationship. This revised recusal removes my obligations pursuant to Executive Order 13989 and President Biden's Ethics Pledge that have now expired and removes **3M** and the **Specialty Chemicals** sector due to divestiture.

FINANCIAL CONFLICTS OF INTEREST

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

Particular Matters Involving Specific Parties

Because of the current level of financial ownership, I am disqualified from participating personally and substantially in any particular matter that affects any of following entities as a specific party:

RECUSAL LIST – SPECIFIC PARTY MATTERS			
Abbot Laboratories	Centene Corp.	Mastercard, Inc.	Proctor & Gamble
Abbvie, Inc.	Citigroup, Inc.	Medtronic PLC	Raytheon Technologies

Alphabet, Inc.	Coca-Cola Co.	MetLife, Inc.	SalesForce
Amazon	Comcast Corp.	Microsoft	Starbucks Corp.
Amgen, Inc.	Costco	Morgan Stanley	The Travelers Companies
Anthem, Inc.	Facebook, Inc.	Nike, Inc.	UPS
Apple, Inc.	FedEx Corp.	Novartis AG	U.S. Bancorp
Bank of America	Home Depot, Inc.	Nvidia Corp	United Health Group
Bank of Montreal	Honeywell International, Inc.	OTIS Worldwide Corp.	Verizon Communications
Boeing Co.	Intel, Corp.	PepsiCo, Inc.	Visa, Inc.
Carrier Global Corporation	Johnson & Johnson	Pfizer, Inc.	Walt Disney
Caterpillar, Inc.	JP Morgan Chase & Co.	PNC Financial Services	

Particular Matters of General Applicability

Because of the current level of financial ownership in securities and sector mutual funds¹, I am also disqualified from participating personally and substantially in any particular matter of general applicability that is focused on the interests of any individual discrete and identifiable class of “persons” (identified as “sectors” below). This prohibition extends to each class (or sector) individually. If a matter affects all sectors or if a particular matter affects a combination of sectors, including the ones listed below, then I understand that I do not have a financial conflict of interest.

RECUSAL LIST –SECTORS		
Aerospace & Defense	Apparel, Accessories, Footwear, & Luxury Goods	Banks
Beverages	Building Products	Consumer Finance
Diversified Financial Services	Electrical Equipment	Food & Staples Retailing
Healthcare Equipment & Services	Home Improvement Retail	Hotels, Resorts, & Cruise Lines
Household & Personal Products	Insurance	Internet & Direct Marketing Retail
Machinery	Media & Entertainment	Pharmaceuticals, Biotechnology, & Life Sciences
Semiconductors	Software & Services	Transportation (Air Freight & Logistics; Marine; Road & Rail)
Technology Hardware & Equipment	Telecommunication Services	

¹ Pursuant to 5 C.F.R. § 2640.201(b), I am further aware that I may not work on any specific party matters affecting the underlying holdings of my sector funds.

Bonds

I am recused from participating in any particular matter that will have a direct and predictable financial effect upon the ability and willingness of the following bond issuers to honor their obligations or that will affect their bond ratings.

RECUSAL LIST – BONDS	
New Jersey Turnpike Authority	San Juan Unified School District, California
New Jersey Economic Development Authority	Public Works Board, California
State of New Jersey	William S. Hart School District, California
Union County, New Jersey	Chaffey Community College District, California
Carteret, New Jersey	Chabot Las Positas Community College District, California
Orange Township, New Jersey	City and County San Francisco, California
State of California	Long Beach, California

OBLIGATIONS UNDER THE IMPARTIALITY PROVISIONS

Pursuant to the federal ethics rules, I understand that I have a covered relationship with my spouse and my spouse's employer, Direct Commerce, Inc. *See* 5 C.F.R. § 2635.502(b)(1)(ii) and (iii). I will recuse from specific party matters where my spouse or his employer is a party or represents a party, unless I am otherwise authorized by OGC/Ethics to participate, pursuant to 5 C.F.R. § 2635.502(d).

DIRECTIVE AND CONCLUSION

To avoid participating in all of the matters outlined above from which I am recused, please direct them to the attention of **Benita Best-Wong, Deputy Assistant Administrator**, without my knowledge or involvement. Should these recusals have a significant impact on my ability to perform my duties, I will seek additional guidance from OGC/Ethics and will consult with them to revise my recusal statement if my circumstances change, including changes in my financial interests, my personal or business relationships, or my EPA duties, and provide a copy to you and the Ethics Office.

cc: Benita Best-Wong, Deputy Assistant Administrator
OW Office Directors
Louise Kitamura, OW/IO Assistant Deputy Ethics Official
Justina Fugh, Director, Ethics Office